

United States District Court
For the Northern District of California

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5 GARY CASSANO,

6 Plaintiff,

7 No. C 12-05144 WHA

8 v.

9 MARCUS JOHNSON,

10 Defendant.

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12 ORDER RE MOTION FOR
13 SUMMARY JUDGMENT

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15 As stated at the hearing yesterday, and as agreed to by both sides, all claims other than
16 plaintiff Gary Cassano's claim for excessive force are **DISMISSED**. Plaintiff's excessive force
17 claim against defendant Marcus Johnson is the only claim remaining in the case. It is further
18 ordered that R.J. Donovan Correctional Facility in San Diego, where plaintiff is currently
19 housed, allow plaintiff to conduct unrecorded and privileged phone calls with his attorneys.
20 Plaintiff's attorneys should also go to San Diego and meet with plaintiff in person at least once
21 before trial. Plaintiff's counsel's motion for relief from their failure to timely respond to
22 defendant's requests for admission is **GRANTED**. Plaintiff's counsel shall promptly serve
23 defendant with the verifications responsive to defendant's requests for admission.

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25 IT IS SO ORDERED.

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27 Dated: June 16, 2015.

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WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE